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8  
9 **BEFORE THE**  
10 **BOARD OF REGISTERED NURSING**  
11 **DEPARTMENT OF CONSUMER AFFAIRS**  
12 **STATE OF CALIFORNIA**

12 In the Matter of the Accusation Against:

Case No. 2010-154

13 **TERI LYNN HARRIS,**  
14 **a.k.a. TERI LYNN MURRAY**  
15 **431 Beechtree Court**  
16 **Anaheim, CA 92808**

**ACCUSATION**

17 **Registered Nurse License No. 350117**

Respondent.

18 Complainant alleges:

19 **PARTIES**

20 1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her  
21 official capacity as the Interim Executive Officer of the Board of Registered Nursing ("Board"),  
22 Department of Consumer Affairs.

23 2. On or about September 30, 1982, the Board issued Registered Nurse License Number  
24 350117 to Teri Lynn Harris, also known as Teri Lynn Murray ("Respondent"). Respondent's  
25 registered nurse license was in full force and effect at all times relevant to the charges brought  
26 herein and will expire on September 30, 2010, unless renewed.

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1 7. California Code of Regulations, title 16, section (“Regulation”) 1470 states:

2 The Board of Registered Nursing in conjunction with the Medical Board  
3 of California (see the regulations of the Medical Board of California, Article 9.5,  
4 Chapter 13, Title 16 of the California Code of Regulations) intends, by adopting the  
5 regulations contained in the article, to jointly promulgate guidelines for the  
6 development of standardized procedures to be used in organized health care systems  
7 which are subject to this rule. The purpose of these guidelines is:

8 (a) To protect consumers by providing evidence that the nurse meets all  
9 requirements to practice safely.

10 (b) To provide uniformity in development of standardized procedures.

11 8. Regulation 1471 states:

12 For purposes of this article:

13 (a) “Standardized procedure functions” means those functions specified  
14 in Business and Professions Code Section 2725(c) and (d) which are to be performed  
15 according to “standardized procedures”;

16 (b) “Organized health care system” means a health facility which is not  
17 licensed pursuant to Chapter 2 (commencing with Section 1250), Division 2 of the  
18 Health and Safety Code and includes, but is not limited to, clinics, home health  
19 agencies, physicians’ offices and public or community health services;

20 (c) “Standardized procedures” means policies and protocols formulated  
21 by organized health care systems for the performance of standardized procedure  
22 functions.

23 9. Regulation 1472 states:

24 An organized health care system must develop standardized procedures  
25 before permitting registered nurses to perform standardized procedure functions. A  
26 registered nurse may perform standardized procedure functions only under the  
27 conditions specified in a health care system’s standardized procedures; and must  
28 provide the system with satisfactory evidence that the nurse meets its experience,  
training, and/or education requirements to perform such functions.

10. Regulation 1474 states:

Following are the standardized procedure guidelines jointly promulgated  
by the Medical Board of California and by the Board of Registered Nursing:

(a) Standardized procedures shall include a written description of the  
method used in developing and approving them and any revision thereof.

(b) Each standardized procedure shall:

(1) Be in writing, dated and signed by the organized health care system  
personnel authorized to approve it.

1 (2) Specify which standardized procedure functions registered nurses may perform and under what circumstances.

2 (3) State any specific requirements which are to be followed by registered  
3 nurses in performing particular standardized procedure functions.

4 (4) Specify any experience, training, and/or education requirements for performance of standardized procedure functions.

5 (5) Establish a method for initial and continuing evaluation of the  
6 competence of those registered nurses authorized to perform standardized procedure functions.

7 (6) Provide for a method of maintaining a written record of those persons  
8 authorized to perform standardized procedure functions.

9 (7) Specify the scope of supervision required for performance of standardized procedure functions, for example, immediate supervision by a physician.

10 (8) Set forth any specialized circumstances under which the registered  
11 nurse is to immediately communicate with a patient's physician concerning the patient's condition.

12 (9) State the limitations on settings, if any, in which standardized  
13 procedure functions may be performed.

14 (10) Specify patient record keeping requirements.

15 (11) Provide for a method of periodic review of the standardized  
16 procedures.

### 16 **COST RECOVERY**

17 11. Code section 125.3 provides, in pertinent part, that the Board may request the  
18 administrative law judge to direct a licentiate found to have committed a violation or violations of  
19 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and  
20 enforcement of the case.

### 21 **CAUSE FOR DISCIPLINE**

#### 22 **(Unprofessional Conduct)**

23 12. Respondent is subject to disciplinary action pursuant to Code section 2761,  
24 subdivision (a), in that in or about 2004 and/or 2005, while employed or on duty as the charge  
25 nurse at the Orthopedic Surgery Center of Orange County, Newport Beach, California,  
26 Respondent committed acts constituting unprofessional conduct, as follows: During the time  
27 period indicated above, Respondent administered BOTOX® (Botulinum Toxin A) injections to  
28 several of her co-workers, including registered nurses D. K. and L.M., without a good faith

1 examination by a physician or an advanced practice provider, without a prescribing order from  
2 her supervising physician, Dr. B., and when there were no standardized procedures in place or in  
3 effect at the facility authorizing Respondent to administer BOTOX® injections.

4 **PRAYER**

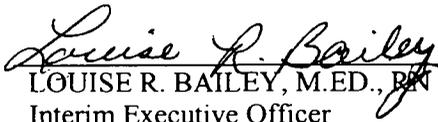
5 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,  
6 and that following the hearing, the Board of Registered Nursing issue a decision:

7 1. Revoking or suspending Registered Nurse License Number 350117, issued to Teri  
8 Lynn Harris, also known as Teri Lynn Murray;

9 2. Ordering Teri Lynn Harris, also known as Teri Lynn Murray, to pay the Board of  
10 Registered Nursing the reasonable costs of the investigation and enforcement of this case,  
11 pursuant to Business and Professions Code section 125.3; and

12 3. Taking such other and further action as deemed necessary and proper.

13  
14 DATED: 9/15/09

  
15 LOUISE R. BAILEY, M.ED., RN  
16 Interim Executive Officer  
17 Board of Registered Nursing  
18 Department of Consumer Affairs  
19 State of California  
20 Complainant

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